

AMENDMENTS TO THE DRAWINGS

Attached hereto are two (2) sheets of corrected formal drawings that comply with the provisions of 37 C.F.R. § 1.84. The corrected formal drawings incorporate the following drawing changes:

In FIG. 2, the reference numeral “23” has been replaced by “22”.

In FIG. 3, the reference numerals “40”, “50”, “51”, “53” and “60” have been added.

It is respectfully requested that the corrected formal drawings be approved and made a part of the record of the above-identified application.

Attachment: Replacement sheet

REMARKS

Applicant appreciates the Examiner's thorough consideration provided the present application. Claims 1-9 are now present in the application. The specification, the drawings, and claims 1-3 have been amended. Claims 8 and 9 have been added. Claim 1 is independent. Reconsideration of this application, as amended, is respectfully requested.

Specification Objections

The specification has been objected to due to the presence of minor informalities. In view of the foregoing amendments, in which the Examiner's helpful suggestions have been followed, it is respectfully submitted that this objection has been addressed. Reconsideration and withdrawal of this objection are respectfully requested.

Drawings Objections

The drawings have been objected under 37 C.F.R. § 1.83(a) and 1.84(p)(5). Applicant has submitted two (2) sheets of corrected formal drawings to address the Examiner's requested changes. Reconsideration and withdrawal of the Examiner's drawings objection are respectfully requested.

Claim Objections

Claims 1 and 3 have been objected to due to the presence of minor informalities. In view of the foregoing amendments, it is respectfully submitted that this objection has been addressed. Reconsideration and withdrawal of this objection are respectfully requested.

Claim Rejections Under 35 U.S.C. § 103

Claims 1-7 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Spears, U.S. Patent Application Publication No. US 2004/0207886 in view of Applicant's Disclosure in FIGs. 1 and 2. This rejection is respectfully traversed.

In light of the foregoing amendments to the claims, Applicant respectfully submits that this rejection has been obviated and/or rendered moot. As the Examiner will note, independent claim 1 has been amended to recite a combination of elements including "a body, having a hollow interior, having an outer upper side for holding a document to be scanned, and having an inner bottom side holding a correct picture therein". Support for the above combination of elements can be found in FIG. 3 as originally filed. Applicant respectfully submits that the above combination of elements as set forth in amended independent claim 1 is not disclosed nor suggested by the references relied on by the Examiner.

Spears discloses a scanner having a platen 201 for holding the document 200, a calibration target 210 and a optical head 202 (see FIGs. 2A-B). As shown in FIGs. 2A-B of Spears, the calibration target 210 is located adjacent to the inner upper side of the scanner body, not located at the inner bottom side of the scanner body. Therefore, Spears fails to teach "a body, having a hollow interior, having an outer upper side for holding a document to be scanned, and having an inner bottom side holding a correct picture therein" as recited in amended claim 1.

Applicant's Disclosure in FIGs. 1 and 2 discloses that the correct picture 80 is located at the inner upper side of the scanner body, not located at the inner bottom side of the scanner body. Applicant's Disclosure in FIGs. 1 and 2 also fails to cure the deficiencies of Spears.

Accordingly, neither of the references utilized by the Examiner individually or in combination teaches or suggests the limitations of amended independent claim 1 or its dependent claims. Therefore, Applicant respectfully submits that independent claim 1 and its dependent claims clearly define over the teachings of the references relied on by the Examiner.

Accordingly, reconsideration and withdrawal of the rejection under 35 U.S.C. § 103 are respectfully requested.

Additional Claims

Additional claims 8 and 9 have been added for the Examiner's consideration.

Dependent claim 8 recites "the scan hole and the correct hole are at different locations of the optical module". Dependent claim 9 recites "the scan light source and the correct light source are at different locations of the optical module". Support for claims 8 and 9 can be found in FIG. 3 as originally filed.

As shown in FIGs. 2A-B of Spears and FIGs. 1 and 2 of Applicant's Disclosure, there is only one light source 204 and one scan hole. The Examiner construed the light source as both the scan light source and the correct light source and construed the scan hole as both the scan hole and the correct hole. However, the single light source 204 cannot be at different locations and the single scan hole cannot be at different locations. Therefore, both references fail to teach the recitations of claims 8 and 9.

Favorable consideration and allowance of additional claims 8 and 9 are respectfully requested.

CONCLUSION

Since the remaining patents cited by the Examiner have not been utilized to reject the claims, but merely to show the state of the prior art, no further comments are necessary with respect thereto.

It is believed that a full and complete response has been made to the Office Action, and that as such, the Examiner is respectfully requested to send the application to Issue.

In the event there are any matters remaining in this application, the Examiner is invited to contact Joe McKinney Muncy, Registration No. 32,334 at (703) 205-8000 in the Washington, D.C. area.

Pursuant to 37 C.F.R. §§ 1.17 and 1.136(a), Applicants respectfully petition for a one (1) month extension of time for filing a response in connection with the present application and the required fee of \$120.00 is attached herewith.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Dated: January 6, 2006

Respectfully submitted,

By 

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